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Case #2020CI03676

[History](#)

Name

AMELIA H MACIAS

Date Filed

2/21/2020

Case Status

PENDING

Litigant Type

PLAINTIFF

Court

407

Docket Type

OTHER INJURY OR
DAMAGE

Business Name

2020CI03676

Style

ESTATE OF AMELIA H MACIAS ET AL

Style (2)

vs TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Case History [Go To Top](#)

Currently viewing all records

Sequence

Date Filed

Description

P00007	3/19/2020	REQUEST FOR SERVICE AND PROCESS
P00006	3/19/2020	SERVICE ASSIGNED TO CLERK 3
S00017	3/6/2020	CITATION TEXAS DEPARTMENT OF ADULT PROTECTIVE SERVICES ISSUED: 3/6/2020
S00016	3/6/2020	CITATION BRANDI WEIMER ISSUED: 3/6/2020
S00015	3/6/2020	CITATION DREW PILKINGTON ISSUED: 3/6/2020
S00014	3/6/2020	CITATION HENRY L WHITMAN JR ISSUED: 3/6/2020
S00013	3/6/2020	CITATION DREW PILKINGTON ISSUED: 3/6/2020
S00012	3/6/2020	CITATION DREW PILKINGTON ISSUED: 3/6/2020
S00011	3/6/2020	CITATION JOSEPH EVANS ISSUED: 3/6/2020
S00010	3/6/2020	CITATION JASON BOBO ISSUED: 3/6/2020
S00009	3/6/2020	CITATION BRENT BARINA ISSUED: 3/6/2020
S00008	3/6/2020	CITATION NATHAN MUTZ ISSUED: 3/6/2020
S00007	3/6/2020	CITATION CHAD MATLOCK ISSUED: 3/6/2020
S00006	3/6/2020	CITATION ELIAS ESCALON

ISSUED: 3/6/2020

S00005	3/6/2020	CITATION CODY MITCHELL ISSUED: 3/6/2020
S00004	3/6/2020	CITATION MICHAEL J SMITH ISSUED: 3/6/2020
S00003	3/6/2020	CITATION VERONICA GIDEON ISSUED: 3/6/2020
S00002	3/6/2020	CITATION STEVEN C MCCRAW ISSUED: 3/6/2020
S00001	3/6/2020	CITATION TEXAS DEPARTMENT OF PUBLIC SAFETY ISSUED: 3/6/2020
P00005	3/6/2020	REQUEST FOR SERVICE AND PROCESS POSTAGE FEE PAID
P00004	3/5/2020	LETTER TO DISTRICT CLERK FR GABRIELLE STRANGE RE COPIES
P00003	3/2/2020	REQUEST FOR SERVICE AND PROCESS
P00002	3/2/2020	SERVICE ASSIGNED TO CLERK 2
P00001	2/21/2020	PETITION



Bexar.org | [Bexar County County Clerk](#) | [Bexar County District Clerk](#)
100 Dolorosa San Antonio, Texas 78205 | 210.335.2011

Case Number: 2020-CI-03676



2020CI03676 S00005

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

 IN THE DISTRICT COURT
 407th JUDICIAL DISTRICT
 BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: CODY MITCHELL

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS

ATTORNEY FOR PLAINTIFF

PO BOX 27353

HOUSTON, TX 77227-7353



Mary Angie Garcia

Bexar County District Clerk

101 W. Nueva, Suite 217

San Antonio, Texas 78205

By: Alexandra Johnson, Deputy

 ESTATE OF AMELIA H MACIAS ET AL
 VS
 TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676

Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____, _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant _____

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00004

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: MICHAEL J SMITH

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: Alexandra Johnson, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and: () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____ in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____, _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00003

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: VERONICA GIDEON

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and: () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant _____

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00002

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: STEVEN C MCCRAW

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and: () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____, _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00001

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: TEXAS DEPARTMENT OF PUBLIC SAFETY
BY SERVING THE DIRECTOR

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: Alexandra Johnson, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and: () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

CASE NO. 2020CI03676

ESTATE OF AMELIA H. MACIAS HEIRS,	§	N THE DISTRICT COURT
WALTER MACIAS, STEVEN MACIAS,	§	407th _____ JUDICIAL DISTRICT
YVONNE SHILLING, INDIVIDUALLY AND AS	§	
A REPRESENTATIVE OF THE ESTATE OF	§	BEXAR COUNTY, TEXAS
AMELIA H. MACIAS,	§	
PLAINTIFFS	§	
	§	
V.	§	
	§	
TEXAS DEPARTMENT OF ADULT	§	
PROTECTIVE SERVICES, TEXAS	§	
DEPARTMENT OF DEPARTMENT OF PUBLIC	§	
SAFETY, VERONICA GIDEON, MICHAEL J.	§	
SMITH, CODY MITCHELL, ELIAS ESCALON,	§	
CHAD MATLOCK, NATHAN MUTZ, BRENT	§	
BARINA, JASON BOBO, JOSEPH EVANS,	§	
DREW PILKINGTON, STEVEN C. MCCRAW,	§	
HENRY L. WHITMAN JR., CRYSTALYNN	§	
NICHOLE CORNEVIN, AND BRANDI	§	
WEIMER,	§	
DEFENDANTS.	§	

NOTE TO CIVIL CLERK

Greetings Brenda/Luis,

RE: 2020CI03676 --

Envelope # 2020CI03676

Per our conversation, included are 17 copies of the 13 page petition needed to attach to the prepared citations in Case: 2020CI03676, Envelope # 41297588. As advised, I have also included a self-stamped return envelope for the documents to be mailed to our office. Our office address is, 99 Detering Street, Suite 104 Houston, Texas 77007.

Thank you for your time and assistance in this matter.

Gabrielle Strange
The Lewis Law Group
gabrielles@thelewislaw.com

Attention: Civil Filing

101 West Nueva San, Antonio TX 78205,

FILED
DISTRICT CLERK
BEXAR CO. TEXAS

2020 MAR -5 AM 11: 07

DEPUTY

BY _____



5577 SAN ANTONIO LOSOYA
123 LOSOYA STREET
SAN ANTONIO, TX 78205



GABRIELLE STRANGE
GABRIELLE STRANGE
101 WEST NUEVA
SAN ANTONIO, TX 78205
(713) 570-6555

FXF 120343460907 1203434609070305207



Special Instructions:

1 of 1 OTP # 55770028054
Commit: 03/05 12:00 PM

TRK # 120343460907
Mstr # 120343460907

CIVIL PROCESS REQUEST

FOR EACH PARTY SERVED YOU MUST FURNISH ONE (1) COPY OF THE PLEADING
FOR WRITS FURNISH TWO (2) COPIES OF THE PLEADING PER PARTY TO BE SERVED

Accepted By: Brenda Carrillo

CASE NUMBER: 2020CI03676

CURRENT COURT: 407

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: 02 / 21 / 2020

Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Texas Department of Adult Protective Services
ADDRESS: 108 Austin St. Center, Texas 75935-3946
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (*see reverse for specific type*):

SERVICE BY (check one):

<input type="checkbox"/> ATTORNEY PICK-UP <input checked="" type="checkbox"/> CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____ <input checked="" type="checkbox"/> MAIL <input type="checkbox"/> Type of Publication: _____ <input type="checkbox"/> _____	CONSTABLE <input checked="" type="checkbox"/> CERTIFIED MAIL-DISTRICT CLERK'S OFFICE COURTHOUSE DOOR, or NEWSPAPER OF YOUR CHOICE: _____
--	--

2. NAME: Texas Department of Department of Public Safety
ADDRESS: 5805 N Lamar Blvd Austin, Texas 78752-4431
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (*see reverse for specific type*): ORIGINAL PETITION/CITATION_____

SERVICE BY (check one):

<input type="checkbox"/> ATTORNEY PICK-UP <input checked="" type="checkbox"/> MAIL <input type="checkbox"/> PUBLICATION: Type of Publication: <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> CONSTABLE CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____ <input checked="" type="checkbox"/> CERTIFIED MAIL-DISTRCT CLERK'S OFFICE COURTHOUSE DOOR, or NEWSPAPER OF YOUR CHOICE: _____ OTHER. <i>explain</i> Please mail to 99 Detering St., Suite 104 Houston, Texas 77007
--	--

ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: . U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

EMAIL ADDRESS: MYATTORNEYATLAW@GMAIL.COM

CIVIL PROCESS REQUEST

FOR EACH PARTY SERVED YOU MUST FURNISH ONE (1) COPY OF THE PLEADING
FOR WRITS FURNISH TWO (2) COPIES OF THE PLEADING PER PARTY TO BE SERVED

CASE NUMBER: _____ CURRENT COURT: _____

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: ____ / ____ / 2020
Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Steven C. McCraw
ADDRESS: 11616 Via Grande Dr. Austin, Texas 78739
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): _____

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Please mail to 99 Detering St., Suite 104 Houston, Texas 77007

2. NAME: Veronica Gideon
ADDRESS: 3928 Medicine Hat Leander, Texas 78641
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): ORIGINAL PETITION/CITATION

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☐ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☐ MAIL ☒ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Mail to 99 Detering St., Suite 104 Houston, Texas 77007

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NAME: U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

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CIVIL PROCESS REQUEST

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CASE NUMBER: _____ CURRENT COURT: _____

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: ____ / ____ / 2020
Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Michael J. Smith
ADDRESS: 5805 North Lamar Blvd Austin, Texas 78752
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): _____

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Please mail to 99 Detering St., Suite 104 Houston, Texas 77007

2. NAME: Cody Mitchell
ADDRESS: 5805 North Lamar Blvd Austin, Texas 78752
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): ORIGINAL PETITION/CITATION

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Mail to 99 Detering St., Suite 104 Houston, Texas 77007

ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

EMAIL ADDRESS: MYATTORNEYATLAW@GMAIL.COM

CIVIL PROCESS REQUEST

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CASE NUMBER: _____ CURRENT COURT: _____

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: ____ / ____ / 2020
Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Elias Escalon
ADDRESS: 1742 Christian Ct Weslaco, Texas 78596
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): _____

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☐ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRCT CLERK'S OFFICE
☐ Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Please mail to 99 Detering St., Suite 104 Houston, Texas 77007

2. NAME: Chad Matlock
ADDRESS: 5805 North Lamar Blvd Austin, Texas 78752
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): ORIGINAL PETITION/CITATION

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☐ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRCT CLERK'S OFFICE
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Mail to 99 Detering St., Suite 104 Houston, Texas 77007

ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

EMAIL ADDRESS: MYATTORNEYATLAW@GMAIL.COM

CIVIL PROCESS REQUEST

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CASE NUMBER: _____ CURRENT COURT: _____

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: ____ / ____ / 2020
Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Nathan Mutz
ADDRESS: 1877 Stone Field Lane Laredo, Texas 78054
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): _____

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRCT CLERK'S OFFICE
☐ Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Please mail to 99 Detering St. Houston, Texas 77007

2. NAME: Brent Barina
ADDRESS: 5805 North Lamar Blvd Austin, Texas 78752
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): ORIGINAL PETITION/CITATION

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRCT CLERK'S OFFICE
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Mail to 99 Detering St., Suite 104 Houston, Texas 77007

ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

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CIVIL PROCESS REQUEST

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CASE NUMBER: _____ CURRENT COURT: _____

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: ____ / ____ / 2020
Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Jason Bobo
ADDRESS: 6711 1st St Lubbock, Texas 79416
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): _____

SERVICE BY (check one):

- ☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain _____

2. NAME: Joseph Evans
ADDRESS: 14235 Real Delight San Antonio, Texas 78248
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): ORIGINAL PETITION/CITATION

SERVICE BY (check one):

- ☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Mail to 99 Detering St., Suite 104 Houston, Texas 77007

ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

EMAIL ADDRESS: MYATTORNEYATLAW@GMAIL.COM

CIVIL PROCESS REQUEST

FOR EACH PARTY SERVED YOU MUST FURNISH ONE (1) COPY OF THE PLEADING
FOR WRITS FURNISH TWO (2) COPIES OF THE PLEADING PER PARTY TO BE SERVED

CASE NUMBER: _____ CURRENT COURT: _____

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: ____ / ____ / 2020
Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Drew Pilkington
ADDRESS: 68 Lakeplace Victoria, Texas 77905
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): _____

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRCT CLERK'S OFFICE
☐ Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Please mail to 99 Detering St., Suite 104 Houston, Texas 77007

2. NAME: Drew Pilkington
ADDRESS: 5805 North Lamar Blvd Austin, Texas 78752
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): ORIGINAL PETITION/CITATION

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRCT CLERK'S OFFICE
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Mail to 99 Detering St., Suite 104 Houston, Texas 77007

ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

EMAIL ADDRESS: MYATTORNEYATLAW@GMAIL.COM

CIVIL PROCESS REQUEST

FOR EACH PARTY SERVED YOU MUST FURNISH ONE (1) COPY OF THE PLEADING
FOR WRITS FURNISH TWO (2) COPIES OF THE PLEADING PER PARTY TO BE SERVED

CASE NUMBER: _____ CURRENT COURT: _____

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: ____ / ____ / 2020
Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Henry L. "Hank" Whitman Jr.
ADDRESS: 10537 FM 775 Floresville, Texas 78114
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): _____

SERVICE BY (check one):

- ☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain _____

2. NAME: Drew Pilkington
ADDRESS: 1304 Greenwood Schertz, Texas 78154
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): ORIGINAL PETITION/CITATION

SERVICE BY (check one):

- ☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Mail to 99 Detering St., Suite 104 Houston, Texas 77007

ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

EMAIL ADDRESS: MYATTORNEYATLAW@GMAIL.COM

CIVIL PROCESS REQUEST

FOR EACH PARTY SERVED YOU MUST FURNISH ONE (1) COPY OF THE PLEADING
FOR WRITS FURNISH TWO (2) COPIES OF THE PLEADING PER PARTY TO BE SERVED

CASE NUMBER: _____ CURRENT COURT: _____

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: ____ / ____ / 2020
Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Brandi Weiner
ADDRESS: 9915 Scenic View Dr. San Antonio, Tx 78255
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): _____

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ CONSTABLE _____
☒ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☒ MAIL ☒ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain Please mail to 99 Detering St., Suite 104 Houston, Texas 77007

2. NAME: _____
ADDRESS: _____
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): ORIGINAL PETITION/CITATION

SERVICE BY (check one):

☐ ATTORNEY PICK-UP _____ ☐ CONSTABLE _____
☐ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☐ MAIL ☐ CERTIFIED MAIL-DISTRICT CLERK'S OFFICE
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ _____ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain _____

ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

EMAIL ADDRESS: MYATTORNEYATLAW@GMAIL.COM

CIVIL PROCESS REQUEST

FOR EACH PARTY SERVED YOU MUST FURNISH ONE (1) COPY OF THE PLEADING
FOR WRITS FURNISH TWO (2) COPIES OF THE PLEADING PER PARTY TO BE SERVED

Accepted By: Brenda Carrillo

CASE NUMBER: 2020CI03676

CURRENT COURT: 407

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): ORIGINAL PETITION/CITATION

FILE DATE OF MOTION: 02 / 21 / 2020

Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: Crystalynn Nichole Cornevin
ADDRESS: 1304 Greenwood Schertz, Texas 78154-4240
AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type):

SERVICE BY (check one):

☐ ATTORNEY PICK-UP ☐ CONSTABLE
CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☐ MAIL ☒ CERTIFIED MAIL-DISTRCT CLERK'S OFFICE
☐ Type of Publication: ☐ COURTHOUSE DOOR, or
☐ NEWSPAPER OF YOUR CHOICE:
☐ OTHER, explain _____

2. NAME: _____

ADDRESS: _____

AGENT, (if applicable): _____

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): ORIGINAL PETITION/CITATION

SERVICE BY (check one):

☐ ATTORNEY PICK-UP ☐ CONSTABLE
CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☐ MAIL ☐ CERTIFIED MAIL-DISTRCT CLERK'S OFFICE
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ NEWSPAPER OF YOUR CHOICE:

ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: U.A. LEWIS TEXAS BAR NO./ID NO: 24076511

MAILING ADDRESS: PO BOX 27353 HOUSTON, TX 77227

PHONE NUMBER: 713-570-6555 FAX NUMBER: 713-581-1017

EMAIL ADDRESS: MYATTORNEYATLAW@GMAIL.COM

Case Number: 2020-CI-03676



2020CI03676 S00017

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: TEXAS DEPARTMENT OF ADULT PROTECTIVE SERVICES
BY SERVING THE DIRECTOR

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant _____

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00016

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: BRANDI WEIMER

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

mlo 3/9

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____ in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____, _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00015

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: DREW PILKINGTON

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00014

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: HENRY L WHITMAN JR

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

mlo 319

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____ in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00013

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: DREW PILKINGTON

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____, _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00012

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: DREW PILKINGTON

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and: () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00011

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: JOSEPH EVANS

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and: () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00010

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: JASON BOBO

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and: () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

PRIVATE PROCESS

Case Number: 2020-CI-03676



2020CI03676 S00009

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: BRENT BARINA

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION E, a default judgment may be taken against you." Said ORIGINAL PETITION E was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION E the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____, _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant _____

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00008

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: NATHAN MUTZ

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: Alexandra Johnson, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and: () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____, _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00007

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: CHAD MATLOCK

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: *Alexandra Johnson*, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____, _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

Case Number: 2020-CI-03676



2020CI03676 S00006

ESTATE OF AMELIA H MACIAS ET AL

VS.

TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

(Note: Attached Document May Contain Additional Litigants.)

IN THE DISTRICT COURT
407th JUDICIAL DISTRICT
BEXAR COUNTY, TEXAS

CITATION

"THE STATE OF TEXAS"

Directed To: ELIAS ESCALON

"You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this CITATION and ORIGINAL PETITION, a default judgment may be taken against you." Said ORIGINAL PETITION was filed on the 21st day of February, 2020.

ISSUED UNDER MY HAND AND SEAL OF SAID COURT ON THIS 6TH DAY OF MARCH A.D., 2020.

U A LEWIS
ATTORNEY FOR PLAINTIFF
PO BOX 27353
HOUSTON, TX 77227-7353



Mary Angie Garcia
Bexar County District Clerk
101 W. Nueva, Suite 217
San Antonio, Texas 78205

By: Alexandra Johnson, Deputy

ESTATE OF AMELIA H MACIAS ET AL
VS
TEXAS DEPARTMENT OF PUBLIC SAFETY ET AL

Officer's Return

Case Number: 2020-CI-03676
Court: 407th Judicial District Court

I received this CITATION on _____ at _____ o'clock ____ M. and () executed it by delivering a copy of the CITATION with attached ORIGINAL PETITION the date of delivery endorsed on it to the defendant, _____, in person on the _____ at _____ o'clock ____ M. at: _____ or () not executed because _____.

Fees: _____ Badge/PPS #: _____ Date certification expires: _____

_____ County, Texas

By: _____

OR: VERIFICATION OF RETURN (If not served by a peace officer) SWORN TO THIS _____

NOTARY PUBLIC, STATE OF TEXAS

OR: My name is _____, my date of birth is _____, and my address is _____ County.

I declare under penalty of perjury that the foregoing is true and correct. Executed in _____ County, State of Texas, on the _____ day of _____, 20____.

Declarant

FILE COPY (DK002)

FILED
2/21/2020 10:40 PM
Mary Angie Garcia
Bexar County District Clerk
Accepted By: Maria Jackson

CASE NO. 2020CI03676

ESTATE OF AMELIA H. MACIAS	§	IN THE DISTRICT COURT
HEIRS, WALTER MACIAS,	§	
STEVEN MACIAS, YVONNE	§	407th
SHILLING, INDIVIDUALLY AND	§	JUDICIAL DISTRICT
AS A REPRESENTATIVE OF THE	§	
ESTATE OF AMELIA H. MACIAS,	§	BEXAR COUNTY, TEXAS
PLAINTIFFS	§	
	§	
V.	§	
	§	
TEXAS DEPARTMENT OF ADULT	§	
PROTECTIVE SERVICES, TEXAS	§	
DEPARTMENT OF DEPARTMENT	§	
OF PUBLIC SAFETY, VERONICA	§	
GIDEON, MICHAEL J. SMITH,	§	
CODY MITCHELL, ELIAS	§	
ESCALON, CHAD MATLOCK,	§	
NATHAN MUTZ, BRENT BARINA,	§	
JASON BOBO, JOSEPH EVANS,	§	
DREW PILKINGTON, STEVEN C.	§	
MCCRAW, HENRY L. WHITMAN	§	
JR., CRYSTALYNN NICHOLE	§	
CORNEVIN, AND BRANDI	§	
WEIMER,	§	
DEFENDANTS.		

ORIGINAL PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiffs, Estate of Amelia H. Macias, Walter Macias, Steven Macias, Yvonne Shilling, individually and as a representative of the Estate of Amelia H. Macias, file this original complaint complaining of the following Texas Department of Public Safety, Texas Department of Adult Protective Services, Veronica Gideon, Michael J. Smith,

Cody Mitchell, Elias Escalon, Chad Matlock, Nathan Mutz, Brent Barina, Jason Bobo, Joseph Evans, Drew Pilkington, Steven C. McCraw, Henry L. Whitman Jr., Crystalynn Nichole Cornevin, Brandi Weimer, individually, and would respectfully show as follows:

I. INTRODUCTION

1. On March 6, 2018, officers with the Bexar County Mental Health Unit (MHU) responded to the residence of Fernando Macias. The County's Mental Health Unit's objective was to serve an Order of Protective Custody mental health warrant against Fernando.

2. Fernando, suffering from severe mental illness for over 40 years; delusions of an alien invasion; and apocalypse was unaware of the presence of law enforcement. The distressed Fernando opened fire on the individuals that entered his home.

3. Bexar County Sheriff's SWAT responded and decided to negotiate with Fernando because they were aware of the elderly Amelia presence

4. The Texas Department of Adult Protective Services ("APS") was also aware that Fernando was mentally unstable and the caregiver of Amelia Macias.

5. The following day on March 7, 2018, The Texas Department of Public Safety("DPS") Texas Rangers Division SWAT relieved the Bexar County Sheriff's deputies SWAT team who were at the home of Fernando for several hours.

6. Ignoring protocols, the Texas Ranger SWAT decided to make entry into the home via drones to determine the location of Fernando and Amelia.

7. They ignored the fact that Amelia was the only person in the home wearing red.
8. Amelia was killed by DPS SWAT as a result of their lack of patience and mental health training.

II. PARTIES

9. Estate of Amelia H. Macias, P.O. Box 27353, Houston, TX 77227
10. Walter Macias, P.O. Box 27353, Houston, TX 77227
11. Steven Macias, P.O. Box 27353, Houston, TX 77227
12. Yvonne Shilling, individually and as a representative of the Estate of Amelia H. Macias
13. Steven C. McCraw Director of Texas Department of Public Safety may be served wherever he may be found.
14. Veronica Gideon, Texas DPS Officer, individually, who may be served wherever she may be found.
15. Texas Department of Public Safety may be served wherever the director may be found.
16. Texas Department of Adult Protective Services may be served wherever the director may be found.
17. Michael J. Smith, Texas DPS Officer, individually, who may be served wherever he may be found.

18. Cody Mitchell, Texas DPS Officer, individually, who may be served wherever he may be found.

19. Elias Escalon, Texas DPS Officer, individually, who may be served wherever he may be found.

20. Chad Matlock, Texas DPS Officer, individually, who may be served wherever he may be found.

21. Nathan Mutz, Texas DPS Officer, individually, who may be served wherever he may be found.

22. Brent Barina, Texas DPS Officer, individually, who may be served wherever he may be found.

23. Jason Bobo, Texas DPS Officer, individually, who may be served wherever he may be found.

24. Joseph Evans, Texas DPS Officer, individually, who may be served wherever he may be found.

25. Drew Pilkington, Texas DPS Officer, individually, who may be served wherever he may be found.

26. Henry L. "Hank" Whitman Jr. Commissioner of Adult Protective Services, individually, who may be served wherever he may be found.

27. Crystalynn Nichole Cornevin, Adult Protective Services agent, individually, who may be served wherever she may be found.

28. Brandi Weimer, Adult Protective Services agent, individually, who may be served wherever she may be found.

IV. JURISDICTION AND VENUE

29. This Court has jurisdiction over Plaintiff's state and federal claims, under 28 U.S.C. sections 1331 and 2201, 42 U.S.C sections 1983 and 1988, and the Fourth, and Fourteenth Amendments to the United States Constitution, and supplemental jurisdiction.

30. Venue is proper in this Court under 28 U.S.C. section 1391(b) because the incidents at issue occurred in Bexar County, Texas.

III. ADDITIONAL FACTS

31. On March 6, 2018, at approximately 5:00 PM, Amelia Huron Macias was home at her residence with her son Fernando Macias Jr.

32. Officers with the Bexar County Mental Health Unit (MHU) traveled to their home located at 9230 Saddle Trail in San Antonio to execute a mental health warrant issued for Fernando Macias Jr.

33. MHU officers entered the residence so Fernando began firing his weapon in an effort to protect himself and mother, the officers retreated.

34. Bexar County SWAT ("BCSO") was called for assistance while MHU officers held the perimeter.

35. Once BCSO SWAT was on the scene, negotiators made numerous attempts to communicate with Fernando but were unsuccessful.

36. At this point, officers presumed that Fernando's mother was possibly a hostage.
37. BCSO SWAT made entry and secured the lower section of the two-story residence.
38. Believing he and his mother were under attack, Fernando again opened fire, striking two officers who entered the second floor of their home.
39. BCSO SWAT officers also retreated from the residence
40. Fernando appeared to intentionally shoot at propane tanks strategically placed inside the residence but was unsuccessful in causing a detonation.
41. BCSO SWAT secured the perimeter and continued attempts to wait Fernando out over the next approximately 15 hours.
42. The next morning, on March 7, 2018, at approximately 3:00 PM, DPS SWAT arrived on the scene.
43. BCSO requested DPS SWAT assist and relieve BCSO SWAT officers, Veronica Gideon, Michael J. Smith, Cody Mitchell, Elias Escalon, Chad Matlock, Nathan Mutz, Brent Barina, Jason Bobo, Joseph Evans, and Drew Pilkington.
44. Once DPS SWAT officers arrived on the scene they introduced "diversionary devices" into the second floor of the residence where Fernando was last observed.
45. The Diversionary devices released through second-floor windows increased visibility into the residence, providing information and the location of Fernando and Amelia.

46. At this point, Fernando had not been heard from or observed in approximately 15 hours.

47. DPS SWAT officers identified and announced the suspect firing at them from the second-floor window was wearing a red shirt, although it was without dispute that Amelia Macias was the only one wearing red in the home.

48. Gunfire was exchanged but nobody was hurt or hit.

49. DPS SWAT operators sent an unmanned aerial system camera-equipped drone into the residence.

50. Amelia was lying on the floor near the second-floor window.

51. DPS SWAT officers, Veronica Gideon, Michael J. Smith, Cody Mitchell, Elias Escalon, Chad Matlock, Nathan Mutz, Brent Barina, Jason Bobo, Joseph Evans, and Drew Pilkington deliberately shot into the residence striking the unarmed Amelia multiple times.

52. Fernando was also located on the second floor, he also sustained multiple gunshot wounds.

53. Fernando was arrested and taken into custody.

V. CLAIMS FOR RELIEF

Claim 1: 42 U.S.C. § 1983 Fourth and Fourteenth Amendment Violations

54. Plaintiffs incorporate by reference all preceding paragraphs of this Original Complaint as if set forth at length herein in this section.

55. This suit is brought pursuant to 42 U.S.C. section 1983, which is entitled the Civil Rights Act. The critical language of the Civil Rights Act sets forth, in part:

"Every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress." Fourteenth and Fourth Amendments: Due Process, Unlawful Search, Seizure, and Detention.

56. Defendants deliberately shot into the residence of Amelia Macias. Amelia was struck by bullets multiple times, immediately seizing her. Defendants were aware that Amelia was unarmed and posed no threat.

57. Furthermore, defendants deprived Amelia of her right to life by engaging in the aforementioned actions.

Claim 2: Failure to Train

58. DPS Director Steven C. McCraw failed to train the individual officers under his supervision on the proper means of extracting barricaded subjects, hostage situations, de-escalation techniques and procedures of managing subjects suffering from mental illness.

59. APS Associate Commissioner and Director of Field Operations Kezeli "Kez" Wold alongside Commissioner Henry L. "Hank" Whitman Jr. failed to train his managers, specialist and other employees in keeping regular contact with their clients to ensure their safety. Wold failed to train his managers, specialist and other employees in

processing and investigating calls of abuse, neglect or the general safety of vulnerable adults, including Amelia Macias. APS received several calls concerning the safety of Amelia Macias which was not returned for months.

Claim 3: Failure to Supervise

60. Fourth, and Fourteenth Amendments. DPS director Steven. C McCraw failed to supervise the individual officers under his command. As Director of DPS all deputies, regional or otherwise must report directly to Director Steve McCraw. Director Steve McCraw failed to properly supervise his subordinates in the proper means of assisting local law enforcement and to supervise his subordinates in critical situations which led to the death of the 84-year-old Amelia Macias.

61. APS Associate Commissioner Wold and Commissioner Whitman failed to supervise their managers and employees, specifically Crystalynn Nichole Cornevin (Caseworker) and Brandi Weimer (Supervisor to Caseworker). The lack of supervision resulted in the failure of defendants to keep in regular contact with their clients to ensure their safety. Such lack of supervision allowed defendants to ignore pleas from plaintiff to help the 84-year-old Amelia Macias.

Claim 4:Wrongful Death Statute

62. Plaintiffs incorporate by reference all preceding paragraphs of this Original Complaint as if set forth at length herein in this section.

63. Plaintiffs file this wrongful death action against defendants, pursuant to the Texas Wrongful Death Statute and assert that Amelia Macias's death was a result of the defendants' acts and omissions.

64. Amelia H. Macias was unmarried and was survived by her children, Stephen Macias, Walter Macias, Yvonne Shilling, and Fernando Macias.

65. DPS SWAT officers listed above were aware of the foreseeable risk of further agitating the delicate situation of an armed man with a history of mental illness and weapons barricaded in a home. They also knew that there was a high probability that an innocent party may be harmed by any crossfire. They nonetheless proceeded to force their way into the home and engage in a gunfight with Fernando Macias, fatally shooting Amelia Macias.

66. From February 5th, 2018 through March 5th, 2018 Walter Macias placed five calls to APS with concerns regarding the health and safety of 84-year-old Amelia Macias. All of the calls were ignored.

67. APS was aware that Amelia's caregiver Fernando had a long history of mental illness and failing health. Although APS was aware that Fernando was unfit to be caregiver, APS ignored pleas by the rest of Amelia's family for help.

Claim 5: Survival Claim

68. Plaintiffs incorporate by reference all preceding paragraphs of this Original Complaint as if set forth at length herein in this section.

69. Plaintiffs, as heirs of the Estate of Amelia H. Macias file this survivor action against defendants, pursuant to the Texas Survivorship Statute and assert claims that Amelia Macias would have been able to bring on her own behalf had she survived that were a result of the Defendants joint and several acts and omissions.

VI. DAMAGES

70. Plaintiffs incorporate by reference all preceding paragraphs of this Original Complaint as if set forth at length herein in this section.

71. Plaintiffs experienced, and in all likelihood will experience, at least great pain and suffering in the past and in the future, great mental anguish in the past and future, loss of enjoyment of Amelia Macias's life, loss of consortium, loss of financial support and household services, comfort, and love and society.

72. Plaintiffs seek exemplary damages. Plaintiffs also bring claims for violations of Amelia Macias's Fourth, and Fourteenth Amendment rights.

73. Plaintiffs have been damaged by the loss of companionship, consortium, and support that would have been provided by Amelia Macias but for his preventable death.

74. Amelia Macias suffered great mental anguish and pain in the minutes and hours before her death and such is actionable through her estate and funeral expenses are recoverable as well.

75. Award exemplary damages to Plaintiffs. All individuals, excluding the county, sued are liable for punitive damages as they were deliberately indifferent to Amelia

Macias's constitutional rights and he did the acts knowingly, such acts, including recklessly shooting Amelia Macias.

76. These acts are extreme and outrageous and shocking to the conscious.

VII. ATTORNEYS' FEES

After prevailing herein, Plaintiffs are entitled to recover reasonable and necessary attorneys' fees and costs to enforce Amelia Macias's constitutional rights under 42 U.S.C. sections 1983 and 1988 from Defendants.

VIII. PRAYER FOR RELIEF

For the reasons set forth herein, Plaintiffs respectfully request that the Defendants, be cited to appear and answer herein and that Plaintiffs have a final judgment against the Defendants, jointly and severally, for actual damages above the jurisdictional minimum of the Court, compensatory damages above the jurisdictional minimum of the Court, nominal damages above the jurisdictional minimum of the Court, mental anguish, exemplary damages as allowed by law, pre-judgment and post-judgment interest, costs of court, attorneys' fees and expenses, and all other relief to which the Plaintiff is justly entitled, at law or in equity. Plaintiffs also request this Court to enter a permanent injunction to prevent future violations of the Fourth, and Fourteenth Amendments for the claims asserted herein. Plaintiffs also request the authorization to conduct post-judgment discovery to ensure that Defendants are in compliance with a permanent injunction.

Respectfully submitted,

By: /s/ U.A. Lewis

The Lewis Law Group

U.A. Lewis

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FBN: 1645666

By: /s/Okwudili Onyekwelu

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